



## Senate

General Assembly

**File No. 410**

February Session, 2012

Substitute Senate Bill No. 404

*Senate, April 12, 2012*

The Committee on Commerce reported through SEN. LEBEAU of the 3rd Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

**AN ACT CONCERNING THE LEGISLATIVE COMMISSIONERS' RECOMMENDATIONS FOR TECHNICAL CORRECTIONS TO COMMERCE STATUTES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 4b-53 of the 2012 supplement to  
2 the general statutes is repealed and the following is substituted in lieu  
3 thereof (*Effective from passage*):

4 (b) The State Bond Commission, in the allocation of proceeds of  
5 state bonds for purposes of construction, reconstruction or remodeling  
6 of any state building, shall allocate for works of art, with respect to  
7 each such project and for the purposes of subsection (c) of this section,  
8 an amount from such proceeds not less than one per cent of the total  
9 estimated cost of such construction, reconstruction or remodeling,  
10 exclusive of (1) the cost of any land acquisition, (2) any  
11 nonconstruction costs including the cost of such work of art, and (3)  
12 any augmentations to such cost, provided [any such allocation for  
13 work of art as provided in this section must be approved, prior to

14 authorization of such allocation by the State Bond Commission, by the  
15 Commissioner of Construction Services] the State Bond Commission  
16 shall not make any such allocation for a work of art without the prior  
17 approval of the Commissioner of Construction Services in consultation  
18 with the Department of Economic and Community Development. Such  
19 allocation may be used to reimburse any artist, artisan, craftsman or  
20 person who creates a work of art, for proposal development expenses  
21 when the Department of Economic and Community Development  
22 requests such proposal development or to compensate persons who, at  
23 the request of the Department of Economic and Community  
24 Development determine whether such works of art require proposal  
25 development.

26 Sec. 2. Subsection (c) of section 32-9ee of the 2012 supplement to the  
27 general statutes is repealed and the following is substituted in lieu  
28 thereof (*Effective from passage*):

29 (c) No person shall acquire title to or hold, possess or maintain any  
30 interest in a property that has been remediated in accordance with the  
31 municipal brownfield grant program established in subsection (c) of  
32 section 32-9cc if such person (1) is liable under section 22a-432, 22a-433,  
33 22a-451 or 22a-452; (2) is otherwise responsible, directly or indirectly,  
34 for the discharge, spillage, uncontrolled loss, seepage or filtration of  
35 such hazardous substance, material or waste; (3) is a member, officer,  
36 manager, director, shareholder, subsidiary, successor of, related to, or  
37 affiliated with, directly or indirectly, the person who is otherwise liable  
38 [to] under section 22a-432, 22a-433, 22a-451 or 22a-452; or (4) is or was  
39 an owner, operator or tenant. If such person elects to acquire title to or  
40 hold, possess or maintain any interest in the property, that person shall  
41 reimburse the state of Connecticut, the municipality and the economic  
42 development agency for any and all costs expended to perform the  
43 investigation and remediation of the property, plus interest at a rate of  
44 eighteen per cent.

45 Sec. 3. Subdivision (8) of subsection (b) of section 4-124w of the 2012  
46 supplement to the general statutes is repealed and the following is

47 substituted in lieu thereof (*Effective from passage*):

48 (8) Not later than October 1, 2012, and annually thereafter, submit a  
49 report [, with the assistance of the Labor Department,] to the Governor  
50 and the joint standing committees of the General Assembly having  
51 cognizance of matters relating to education, economic development,  
52 labor and higher education and employment advancement specifying  
53 a forecasted assessment [by the Labor Department] of workforce  
54 shortages in occupations in this state for the succeeding two and five-  
55 year periods. The report shall also include recommendations  
56 concerning (A) methods to generate a sufficient number of workers to  
57 meet identified workforce needs, including, but not limited to,  
58 scholarship, school-to-career and internship programs, and (B)  
59 methods secondary and higher education and private industry can use  
60 to address identified workforce needs.

61 Sec. 4. Subsection (c) of section 4-124w of the 2012 supplement to the  
62 general statutes is repealed and the following is substituted in lieu  
63 thereof (*Effective from passage*):

64 (c) The Labor Department shall be the lead state agency for the  
65 development of employment and training strategies and initiatives  
66 required to support the state's position in the knowledge economy.  
67 The Labor Commissioner, with the assistance of the Office of  
68 Workforce Competitiveness, may call upon any office, department,  
69 board, commission or other agency of the state to supply such reports,  
70 information and assistance as may be necessary or appropriate in  
71 order to carry out [its] the Labor Commissioner's duties and  
72 requirements. Each officer or employee of such office, department,  
73 board, commission or other agency of the state is authorized and  
74 directed to cooperate with the Labor Commissioner and to furnish  
75 such reports, information and assistance.

76 Sec. 5. Subdivision (5) of subsection (i) of section 32-9mm of the 2012  
77 supplement to the general statutes is repealed and the following is  
78 substituted in lieu thereof (*Effective from passage*):

79 (5) A municipality or economic development agency may submit a  
80 fee waiver request to the [commissioner] Commissioner of Economic  
81 and Community Development to waive a portion or the entire fee for  
82 an eligible property not owned by the municipality and located within  
83 that municipality. [The commissioner, at their] Said commissioner, at  
84 his or her discretion, shall consider the following factors in  
85 determining whether to approve a fee waiver or reduction: (A)  
86 Location of the eligible project within a distressed municipality; (B)  
87 demonstration by the municipality or economic development agency  
88 that the project is of significant economic impact; (C) demonstration by  
89 the municipality or economic development agency that the project has  
90 a significant community benefit to the municipality; (D) demonstration  
91 that the eligible party is a governmental or nonprofit entity; and (E)  
92 demonstration that the fee required will have a detrimental effect on  
93 the overall success of the project.

94 Sec. 6. Subsection (l) of section 32-9mm of the 2012 supplement to  
95 the general statutes is repealed and the following is substituted in lieu  
96 thereof (*Effective from passage*):

97 (l) Not later than sixty days after receiving a notice of disapproval or  
98 a verification or interim verification from the Commissioner of Energy  
99 and Environmental Protection, the eligible party shall submit to said  
100 commissioner and to the [commissioner] Commissioner of Economic  
101 and Community Development a report of cure of noted deficiencies.  
102 Within sixty days after receiving such report of cure of noted  
103 deficiencies by said commissioner, said commissioner shall issue a  
104 successful audit closure letter or a written disapproval of such report  
105 of cure of noted deficiencies.

106 Sec. 7. Subdivision (5) of subsection (a) of section 10-393 of the 2012  
107 supplement to the general statutes is repealed and the following is  
108 substituted in lieu thereof (*Effective from passage*):

109 (5) The majority leader of the Senate shall appoint two members: (A)  
110 One member shall be an individual with knowledge of and experience  
111 in the tourism industry from the eastern regional tourism district,

112 established pursuant to section 10-397; and (B) one member shall be an  
 113 individual with knowledge of or experience or interest in the arts.

114 Sec. 8. Sections 32-97 to 32-100, inclusive, and 32-716 of the general  
 115 statutes are repealed. (*Effective from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	4b-53(b)
Sec. 2	<i>from passage</i>	32-9ee(c)
Sec. 3	<i>from passage</i>	4-124w(b)(8)
Sec. 4	<i>from passage</i>	4-124w(c)
Sec. 5	<i>from passage</i>	32-9mm(i)(5)
Sec. 6	<i>from passage</i>	32-9mm(l)
Sec. 7	<i>from passage</i>	10-393(a)(5)
Sec. 8	<i>from passage</i>	Repealer section

***Statement of Legislative Commissioners:***

In section 5, "commissioner" was bracketed and "Commissioner of Economic and Community Development" was inserted in lieu thereof for clarity, and "Commissioner of Economic and Community Development, at the commissioner's" was deleted and "Said commissioner, at his or her" was inserted in lieu thereof to conform with the style of the general statutes.

**CE**      *Joint Favorable Subst.-LCO*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

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***OFA Fiscal Note******State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill makes technical and conforming changes to statutory language that have no fiscal impact.

***The Out Years******State Impact:*** None***Municipal Impact:*** None

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**OLR Bill Analysis**

**sSB 404**

***AN ACT CONCERNING THE LEGISLATIVE COMMISSIONERS'  
RECOMMENDATIONS FOR TECHNICAL CORRECTIONS TO  
COMMERCE STATUTES***

**SUMMARY:**

This bill makes technical changes in the statutes pertaining to economic development, the Office of Workforce Competitiveness, and construction of state buildings.

EFFECTIVE DATE: Upon passage

**COMMITTEE ACTION**

Commerce Committee

Joint Favorable

Yea 17 Nay 0 (03/27/2012)